



COMMONWEALTH of VIRGINIA
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Richmond 23219

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The Honorable Robert G. Burnley, Director
Virginia Department of Environmental Quality
629 East Main Street
Richmond, Virginia 23219

Re: Authority to Promulgate Draft Regulations for Sewage Treatment in the Dulles Area Watershed, 9 VAC 25-401 *et seq.*; Authority to Repeal the Policy for Waste Treatment and Water Quality Management for the Dulles Area Watershed, 9 VAC 25-400 *et seq.*

Dear Director Burnley:

It is my opinion that the State Water Control Board has authority to promulgate the above-referenced draft regulations, 9 VAC 25-401 *et seq.* and to repeal 9 VAC 25-400 *et seq.* under applicable law, including Chapter 3.1 of Title 62.1 of the Code of Virginia.

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.

Sincerely,

Rick R. Linker
Assistant Attorney General
Environmental Unit